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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 JAMES PHILIP DOUGLAS,  
9  
10 Plaintiff,

11 v.

12 PAT McCARTHY., *et al.*,  
13 Defendants


No. 09-5631RJB/JRC

ORDER ADOPTING REPORT AND  
RECOMMENDATION

14 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.  
15 Richard Creatura, objections to the Report and Recommendation, if any, and the remaining  
16 record, does hereby find and ORDER:

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18 (1) The Court adopts the Report and Recommendation;  
19 (2) Plaintiff's Motion to Proceed *in forma pauperis* is DENIED. Plaintiff will  
20 have thirty days from today to pay the full filing fee. If the fee is not paid  
21 this action should be DISMISSED. All pending motions are DENIED.  
22 (3) The Clerk is directed to send copies of this Order to plaintiff, and to the Hon. J.  
23 Richard Creatura.

24 DATED this 1st day of December, 2009.

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26 ROBERT J. BRYAN  
United States District Judge